

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): McCafferty, et al.
App. No.: 10/803,653
Confirmation No.: 8022
Filing Date: March 18, 2004

Title: Methods for Producing Members of
 Specific Binding Pairs
Art Unit: 1639
Examiner: Amber D. Steele

TERMINAL DISCLAIMER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

Cambridge Antibody Technology Limited (CAT), a British company, Milstein Building, Granta Park, Cambridge, United Kingdom, CB1 6GH and Medical Research Council (MRC), a British company, 20 Park Crescent, London W1N 4AL ENGLAND (hereinafter the "Owners") are the owners of the entire right, title, and interest in U.S. patent application serial No. 10/803,653 (the "Instant Application"). The assignment was recorded at the U.S. Patent and Trademark Office under Reel 008301, and Frame 0070. The Owners hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the Instant Application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 and 173 as presently shortened by any terminal disclaimer of co-owned U.S. Patent Nos: 5,969,108; 5,885,793; 6,555,313; 6,582,915 5,871,907; 5,858,657; 5,837,242; 7,063,943; 6,916,605; 6,521,404; 6,544,731 and 6,593,081 (the "Prior Patents").

This agreement runs with any patent granted on the Instant Application and is binding upon the grantee, its successors or assigns, the Owners hereby agree that any patent so granted

on the Instant Application shall be enforceable only for and during such period that it and the Prior Patents are commonly owned.

In making the above disclaimer, the Owners do not disclaim the terminal part of any patent granted on the Instant Application that would extend the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 and 173 of any of the Prior Patents as presently shortened by any terminal disclaimer, in the event that any of the Prior Patents: expires for failure to pay maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney of record.

The requisite fee in the amount of \$130 under 37 C.F.R. § 1.20(d) should be charged to Howrey LLP Deposit Account No. 08-3038 referencing the above docket number. The Commissioner is hereby authorized to charge any additional fees which may be required in this application or credit any overpayment, to Howrey LLP Deposit Account No. 08-3038.

Respectfully submitted,

HOWREY LLP

Dated: February 21, 2007

By: 

David W. Clough, Ph.D.
Registration No.: 36,107
Customer No.: 22930
Telephone No.: (312) 595-1408

HOWREY LLP
ATTN: Docketing Department
2941 Fairview Park Drive, Suite 200
Falls Church, VA 22042-9922
Telephone No.: (703) 663-3600
Facsimile No.: (703) 336-6950